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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS

In Re: Robert Varney

Serial No: 10/003,982

Filed: October 30, 2001

For: Scan Diagnosis System & Method


Group: 2825

Examiner: Dimyan

August 27, 2004

**MAILING CERTIFICATE**

I, Lance M. Kreisman, Registration No. 39,256, certify that this correspondence was placed in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450, and I have a reasonable basis to believe that it will be deposited with the U.S. Postal Service as first class mail, postage prepaid, on or before August 27, 2004.

  
(signature)

August 27, 2004  
(date)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**APPLICANT'S BRIEF**

Pursuant to 37 CFR 1.192, the Applicants respectfully submit the following Appeal Brief in support of the patentability of Claims 24-27, 32-35 and 37-44 of the subject application.

09/10/2004 AJOHNS01 00000003 200515 10003982

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